

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
PINE BLUFF DIVISION

JOSEPH M. BIENEMY  
ADC #140798

PETITIONER

V.

NO. 5:12cv00243 DPM-JTR

RAY HOBBS, Director,  
Arkansas Department of Correction

RESPONDENT

**ORDER**

Respondent has filed a Response (docket entry #10) arguing that Petitioner's 28 U.S.C. § 2254 claims should be dismissed because the claims (1) are procedurally barred from federal review due to Petitioner's failure to properly raise them in state court, (2) are without merit, (3) were reasonably adjudicated by the state courts, or (4) do not state a basis for federal habeas relief. A Reply to the Response would be helpful to resolution of this action.

IT IS THEREFORE ORDERED THAT Petitioner is directed to file, **on or before November 5, 2012**, a Reply addressing the arguments for dismissal raised in the Response.

DATED THIS 5<sup>th</sup> DAY OF October, 2012.

  
UNITED STATES MAGISTRATE JUDGE